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November 23, 1999

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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Magalie Roman Salas, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: CC Docket No. 98-170,  
In the Matter of Truth-in-Billing and Billing Format  
Supplement to Waiver Requests

Dear Ms. Salas:

On October 27, 1999, Daviess-Martin County Rural Telephone Corporation and New Paris Telephone, Inc. (the "Companies") joined in a Petition for Temporary, Limited Waiver in CC Docket No. 98-170. That Petition sought waiver of 47 C.F.R. § 64.2401(d)(the inquiry contact requirement) of the Commission's Truth-in-Billing ("TIB") rules arising from, *inter alia*, the billing services that the companies provide for casual calling and alternate service providers (collectively "AOS providers"). Each Company provided the factual basis demonstrating the infeasibility at this time of providing the inquiry contact number of the various AOS providers for which the Companies provide billing and collection services.

The Companies were only recently provided updated information from their respective billing software vendors<sup>1</sup> that there is also a need for a waiver of 47 C.F.R. § 64.2401(a)(1)(with respect to the requirement to provide the name of the AOS provider associated with the charges) and of 47 C.F.R. § 64.2401(a)(2)(regarding separation of charges by service provider)(collectively referred to as the "TIB Separate Provider Requirements"). Based on recent discussions with their billing software vendors, this additional request for waiver arises from the use of "sub-CICs" by certain AOS providers who also are aggregators.<sup>2</sup> In particular, in light of the Companies' existing billing software, it is infeasible for each of them to comply with the TIB Separate Provider Requirements for charges that are sent to the Companies for billing where the AOS provider uses a sub-CIC.

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<sup>1</sup> New Paris Telephone, Inc. ("New Paris") hereby notes an inadvertent error in its declaration filed with the Petition. New Paris' billing software vendor is North Central Data Cooperative.

<sup>2</sup> The explanation of how the use of sub-CICs arises is addressed in a pending Joint Petition filed by the National Exchange Carrier Association, Inc., the National Telephone Cooperative Association (whose membership includes the Companies), and the Organization for the Promotion and Advancement of Small Telecommunications Companies, Inc. Accordingly, the Companies incorporate that discussion herein.

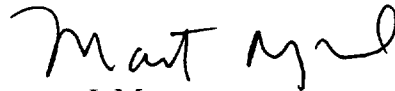
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Secretary  
Federal Communications Commission  
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The factual and policy basis demonstrating why the public interest would be served by granting the Companies a temporary, limited waiver of the inquiry contact requirement also applies to the Companies' inability to provide the name of the AOS provider and the separation of AOS provider. In addition, however, the Companies note that since their November billing cycles were completed before November 12, 1999, no bill has been issued since the relevant TIB rules were in effect. The Companies also note that the amount of AOS provider charges, as well as the consumer inquiries regarding such charges, have been minimal.<sup>3</sup>

Accordingly, in light of new information only recently received by the Companies from their billing software vendors, the Companies hereby supplement their respective waiver requests to seek waiver of 47 C.F.R. §§ 64.2401(a)(1) and (a)(2), in addition to their previous request for a waiver of 47 C.F.R. § 64.2401(d). In the event the Commission deems it necessary, however, the Companies will file additional separate waiver requests.

Should there be any questions, please contact the undersigned.

Sincerely,



Thomas J. Moorman  
Margaret D. Nyland

Attorneys for

Daviess-Martin County Rural Telephone  
Corporation  
New Paris Telephone, Inc.

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<sup>3</sup> Attached hereto are the signed declarations of Kelly C. Dyer, Executive Vice President and General Manager of Daviess-Martin County Rural Telephone Cooperative, and Mark Grady, General Manager of New Paris. The declarations bear facsimile signatures. The original signed declarations will be filed upon receipt by counsel.

**Supplemental Declaration of  
Kelly C. Dyer**

I, Kelly C. Dyer, Executive Vice President and General Manager of Daviess-Martin County Rural Telephone Corporation ("Daviess-Martin"), do hereby declare under penalties of perjury that I have read the foregoing letter filing and the information contained therein regarding Daviess-Martin is true and accurate to the best of my knowledge, information, and belief.

Date 11-23-99

  
\_\_\_\_\_  
Kelly C. Dyer

Executive Vice President and General Manager

**Supplemental Declaration of  
Mark Grady**

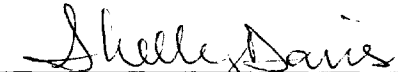
I, Mark Grady, General Manager of New Paris Telephone, Inc. ("New Paris"), do hereby declare under penalties of perjury that I have read the foregoing letter filing and the information contained therein regarding New Paris is true and accurate to the best of my knowledge, information, and belief.

Date 23-Nov 99

  
\_\_\_\_\_  
Mark Grady  
General Manager

**CERTIFICATE OF SERVICE**

I, Shelley Davis, of Kraskin, Lesse & Cosson, LLP, 2120 L Street, NW, Suite 520, Washington, DC 20037, hereby certify that a copy of the foregoing "Supplement to Waiver Requests" of Daviess-Martin County Rural Telephone Corporation and New Paris Telephone, Inc. was served on this 23rd day of November, 1999 by hand delivery to the following parties:

  
\_\_\_\_\_  
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